



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mark E. Deem, et al. Art Unit : 3743
Serial No. : 10/630,473 Examiner : Aaron J. Lewis
Filed : July 29, 2003
Conf. No. : 9190
Title : METHODS AND DEVICES FOR PERFORMING PULMONARY DEVICES

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN
ACCORDANCE WITH 37 C.F.R. §§1.97-1.98**

Dear Sir:

Because this Supplemental Information Disclosure Statement is after receipt of a first Office Action on the Merits of the above-captioned application, the filing fee of \$180 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (1 page) is provided herewith in connection with the above-captioned application.

The documents listed on the Form PTO-1449 are in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed item is necessary.

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

September 14, 2004

Date of Deposit

Kelly M. Fischer

Signature

Kelly M. Fischer

Typed or Printed Name of Person Signing Certificate

Further to the list provided in the communication filed on November 18, 2003, Applicant also makes known to the Examiner the following pending U.S. and International Applications that have one or more common inventors and/or are commonly owned:

<u>U.S.S.N.</u>	<u>Filing Date</u>	<u>Status</u>	<u>Docket No.</u>
10/703,919	11/06/03	Pending	004009 (0103I)
10/687,081	10/15/03	Pending	004011 (0103K)
10/704,023	11/06/03	Pending	004012 (0103L)
10/887,337	07/08/04	Pending	020001 (0124)
10/723,273	11/25/03	Pending	021001 (0125)

<u>Int'l App. No.</u>	<u>Filing Date</u>	<u>Status</u>	<u>Docket No.</u>
Awaiting	07/08/04	Pending	020WO1 (0124PC)
PCT/US03/37890	11/25/03	Pending	021WO1 (0125PC)

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references is effective as prior art against the subject application. In accordance with 37 C.F.R. 1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. 1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

Respectfully submitted,


Fred C. Hernandez
Reg. No. 41,832

Attorney Docket No. 17075-004008 / 0103H

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Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 17075-004008 / 0103H	Application No. 10/630,473
Information Disclosure Statement by Applicant (Use several sheets if necessary) (37 CFR §1.98(b))		Applicant Mark E. Deem, et al.	
		Filing Date July 29, 2003	Group Art Unit 3743

U.S. Patent Documents							
Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	2003-0192551 A1	10/16/03	Deem et al.	128	207.14	04/18/03
	AB	2003-0192550 A1	10/16/03	Deem et al.	128	207.14	04/18/03
	AC	2003-0075170 A1	04/24/03	Deem et al.	128	200.19	11/22/02
	AD	2003-0075169 A1	04/24/03	Deem et al.	128	200.19	11/22/02
	AE	2003-0070683 A1	04/17/03	Deem et al.	128	207.16	11/22/02
	AF	6,694,979 B2	02/24/04	Deem et al.	128	207.14	03/02/01
	AG	6,679,264 B1	01/20/04	Deem et al.	128	207.16	03/04/00
	AH	6,592,594 B2	07/15/03	Rimbaugh et al.	606	108	10/25/01
	AI	5,803,080	09/08/98	Freitag	128	207.14	12/20/96
	AJ	5,645,519	07/08/97	Lee et al.	600	114	03/18/94
	AK	5,453,090	09/26/95	Martinez et al.	604	53	03/01/94
	AL	5,158,548	10/27/92	Lau et al.	604	96	07/24/91

Foreign Patent Documents or Published Foreign Patent Applications							
Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation Yes No

Other Documents (include Author, Title, Date, and Place of Publication)		
Examiner Initial	Desig. ID	Document

Examiner Signature	Date Considered
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	



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TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, Form PTO-1449, return postcard, and a check for the requisite fee of \$180.00 for filing in connection with the above-captioned patent application.



The Commissioner is hereby authorized to charge the fee for the extension of time and any other fee that may be due in connection with this and the attached papers or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,


Fred C. Hernandez

Reg. No. 41,832

Attorney Docket No. 17075-004008 / 0103H

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